



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RQ-2

July 29, 2005

Andrea Green, Treasurer
Human Rights Campaign PAC
1640 Rhode Island Avenue NW
Washington, DC 20036

Response Due Date:
August 29, 2005

Identification Number: C00235853

Reference: July Monthly Report (6/1/05 – 6/30/05)

Dear Ms. Green:

This letter is prompted by the Commission's preliminary review of the report(s) referenced above. This notice requests information essential to full public disclosure of your federal election campaign finances. **An adequate response must be received at the Commission by the response date noted above.** An itemization of the information needed follows:

-The beginning cash balance of this report should equal the ending balance of your 2005 June Monthly Report. Please clarify this discrepancy and amend any subsequent report(s) that may be affected by this correction.

-The totals listed on Lines 6(c), 11(a)(i), 11(a)(ii), 11(a)(iii), 11(d), 19 and 20, Column B of the Summary and Detailed Summary Pages appear to be incorrect. Please be advised that you should add the "Calendar Year-to-Date" total from your previous report to the current "Total This Period" figure from Column A to derive the correct Column B totals. Please amend your report and any subsequent reports that may be affected by this correction.

-Schedule E of your report indicates that your committee may have failed to file one or more of the required 48 hour notices for independent expenditures (see attached). A political committee must file a 48 hour report with the Federal Election Commission as specified in 11 CFR §104.4(b), within 48 hours of any independent expenditures aggregating \$10,000 or more with respect to a given election, made any time during the calendar year up to and including the 20th day before an election. The notice must be received by the Commission by 11:59 p.m. on the second

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-Commission Regulations require that a committee disclose the identification of all individuals who contribute in excess of \$200 in a calendar year. (11 CFR §104.3(a)(4)(i)) Identification for an individual is defined as the full name, mailing address, occupation and name of employer. (11 CFR §100.12) Your report discloses contributions from individuals for which the identification is not complete.

First, your original solicitation must include a clear and conspicuous request for the contributor information and must inform the contributor of the requirements of federal law for the reporting of such information. (11 CFR §104.7(b)(1))

Second, if the information is not provided, you must make one follow-up, stand alone effort to obtain this information, regardless of whether the contribution(s) was solicited or not. This effort must occur no later than 30 days after receipt of the contribution and may be in the form of a written request or an oral request documented in writing. (11 CFR § 104.7(b)(2)) The request must:

- clearly ask for the missing information, without soliciting a contribution;
- inform the contributor of the requirements of federal law for the reporting of such information, and
- if the request is written, include a pre-addressed post card or return envelope.

Third, if you receive contributor information after the contribution(s) has been reported, you shall either a) file with your next regularly scheduled report, an amended memo Schedule A listing all the contributions for which

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additional information was received; or b) file on or before your next regularly scheduled reporting date, amendments to the report(s) originally disclosing the contribution(s). (11 CFR §104.7(b)(4))

Please provide the missing information or a detailed description of your procedures for requesting the information. For more information on demonstrating "best efforts," please refer to the Campaign Guide.

-The identification of each contributor, including an adequate occupation and name of employer for each, must be provided if the person has contributed in excess of \$200 in the aggregate during the calendar year. Please amend Schedule A supporting Line 11(a)(i) for each entry inadequately identified as "consultant/self," "Consultant/self," "Michael H. Linvill/self employed," "None/none," "Not applicable/Not applicable," "Owner/Self," "Self/Self," and "social worker / psychotherapist/none."

-The independent expenditure schedule (Schedule E) should disclose the following information: the name and mailing address of the payee, the purpose of the expenditure, the date of payment, the amount of payment, the name and office sought, state and district (if applicable) of the federal candidate, the calendar year-to-date, per election, for office sought total, the election designation, an indication of whether the candidate was supported or opposed and the signature of the treasurer. Please amend Schedule E by providing the mailing address of the payee. 11 CFR §104.3(b)(3)(vii)

-2 U.S.C. §434(b)(6)(B)(iii) requires that the supporting schedule for disclosing independent expenditures be signed by the treasurer. This is to attest to the fact that the expenditures were not made in cooperation, consultation, or concert, with, or at the request or suggestion of, any candidate or any authorized committee or agent of such committee. Please amend your Schedule E accordingly.

-Itemized independent expenditures must include a brief statement or description of why the expenditures were made. Please amend Schedule E of your report to include the ultimate purpose for the transaction(s) identified as: "Draw on advance payment - line 21." For further guidance regarding acceptable purposes, please refer to 11 CFR §104.3(b)(3).

Unlike previous election cycles, you will not receive an additional notice from the Commission on this matter. Adequate responses received on or before this date will be taken into consideration in determining whether audit action will be initiated. **Requests for extensions of time in which to respond will not be considered.** Failure to provide an adequate response by this date may result in an audit of the committee.

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Failure to comply with the provisions of the Act may also result in an enforcement action against the committee. Any response submitted by your committee will be placed on the public record and will be considered by the Commission prior to taking enforcement action.

Electronic filers must file amendments (to include statements, designations and reports) in an electronic format and must submit an amended report in its entirety, rather than just those portions of the report that are being amended. If you should have any questions regarding this matter or wish to verify the adequacy of your response, please contact me on our toll-free number (800) 424-9530 (at the prompt press 5 to reach the Reports Analysis Division) or my local number (202) 694-1148.

Sincerely,

Brandis L. Zehr

Brandis L. Zehr
Campaign Finance Analyst
Reports Analysis Division

HUMAN RIGHTS CAMPAIGN PAC

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Name of Payee	Date	Amount	Purpose	Candidate
FedEx Kinko's	6/10/05	\$180.83	Printing Costs	Rick Santorum
Human Rights Campaign	6/10/05	\$359.62	Draw on advance payment - line 21	Rick Santorum
Altus Group	6/23/05	\$400.00	Advertising	Rick Santorum
Mahaffie Advertising, LLC	6/23/05	\$600.00	Campaign Consulting	Rick Santorum
Rivendell Media Co.	6/23/05	\$686.40	Advertisement	Rick Santorum
Human Rights Campaign	6/24/05	\$359.62	Draw on advance payment - line 21	Rick Santorum
Getty Images	6/30/05	\$275.00	Advertising	Rick Santorum
Media Copy	6/30/05	\$159.00	Advertising	Rick Santorum
Donor Digital	6/30/05	\$12,000.00	Communications	Rick Santorum

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